



36X1

0360

PATENT / DOCKET NO. 30545.65

Customer No. 000027683

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:  
Harold C. Treece

Serial No.:

Divisional Reissue of US  
Serial No. 09/970,432

Filed: herewith

For:

UNIVERSAL CEMENTING PLUG

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Art Unit: 3671

Examiner: Novosad, Christopher J.

Attorney Docket No.: 30545.65

Customer No.: 000027683

**RESPONSE TO NOTICE OF INCOMPLETE**  
**REISSUE APPLICATION mailed February 12, 2003**

**RECEIVED**

APR 18 2003

**GROUP 3600**

Commissioner of Patents

**ATTENTION: Box Missing Parts**

Washington, D. C. 20231

Dear Sir:


In response to the *Notice of Incomplete Reissue Application Filed Under 37 CFR 1.53(b) mailed February 12, 2003* and in accordance with the telephone conference with David Bagnell, USPTO Director of Group 3761, regarding the above-identified application, Applicant submits the following documents:

1. copy of Notice of Incomplete Reissue Application Filed Under 37 CFR 1.53(b) mailed February 12, 2003;
2. copy of US Patent No. 6,196,311
3. copy of parent application (serial No. 09/970,432):
  - Reissue Application: Consent of Assignee; Statement of Non-Assignment
  - Statement Under 37 CFR 3.73(b)
  - Statement of Status/Support for All Changes to Claims Under 37 CFR 1.173(c)
  - copy of recorded assignment of Serial No. 09/175,664 now US Patent No. 6,196,311
4. copy of the application documents filed on November 27, 2003:
  - copy of Divisional Reissue Patent Application transmittal;
  - copy of Fee Transmittal Form filed ;
  - copy of Application Data Sheet;
  - copy of Preliminary Amendment;
  - copies of documents from parent application (serial No. 09/970,432):
    - copy of Reissue Oath/Declaration;
    - copy of Preliminary Amendment filed on October 3, 2001
    - copy of Amendment filed August 29, 2002
    - copy Response to Office Action Mailed September 16, 2002 filed October 10, 2002 (restriction/election);

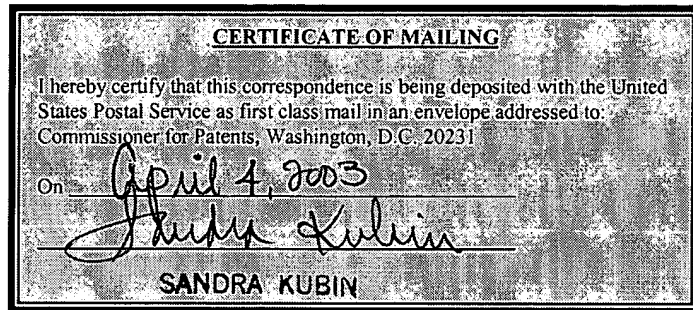
In view of the above documents, Applicant request a filing date to be accorded to the referenced application.

The Commissioner is hereby authorized to charge any further fees associated with this communication or to credit any overpayment to Deposit Account No. 08-1394.

Respectfully submitted,

  
Warren B. Kice  
Reg. No. 22,752

Date: 4/9/03  
HAYNES AND BOONE, LLP  
901 Main Street, Suite 3100  
Dallas, Texas 75202-3789  
Phone: 214/651-5066  
Fax: 214/651-5940  
File: 30545.65





Commissioner for Patents  
Washington, DC 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/307,113	11/27/2002	Harold O. Treece	30545.65

27683  
HAYNES AND BOONE, LLP  
901 MAIN STREET, SUITE 3100  
DALLAS, TX 75202

CONFIRMATION NO. 4115

**FORMALITIES LETTER**



\*OC000000009511050\*

Date Mailed: 02/12/2003

**NOTICE OF INCOMPLETE REISSUE APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

A filing date has NOT been accorded to the above identified application papers for the reason(s) indicated below.

All of the items noted below **and a newly executed oath or declaration covering the items must** be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The specification is missing.  
*A complete specification as prescribed by 35 U.S.C. 112 is required.*

The required items noted below SHOULD be filed along with any items required above. The filing date of this reissue application will be the date of receipt of the items required above.

- Consent of assignee is missing. 37 CFR 1.172 requires that a reissue oath/declaration be accompanied by the written consent of all assignees.
- Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

*A copy of this notice **MUST** be returned with the reply.*

Nathaniel R. Haynes

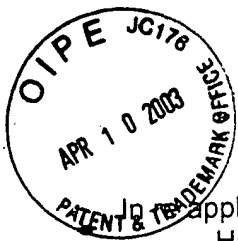
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

**RECEIVED**

APR 18 2003

**GROUP 3600**

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

In application of:  
Harold O. Treece

Serial No.: Reissue of  
US Patent No. 6,196,311

Filed: Herewith

For: UNIVERSAL CEMENTING PLUG

§  
§ Attorney Docket No.: 30545.11  
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**STATEMENT OF STATUS/SUPPORT FOR ALL CHANGES TO CLAIMS  
UNDER 37 CFR 1.173(c)**

Atten: Box Reissue  
Commissioner For Patents  
Washington, D.C. 20231

Dear Sir:

Claims 52-113 have been added to original patent claims 1-51 in the above-identified re-issue application based upon United States Patent Number 6,196,311.

Support in the patent specification and drawings for the added Claims 52 -113 is as follows:

**Claims**

52-113

**Support**

Col. 4, line 12 through Col. 6 line 56 and  
Figs. 1, 4, 5, and 6

Respectfully submitted,

Warren B. Kice  
Registration No. 22,732

Dated: 10/3/01

HAYNES AND BOONE, L.L.P.  
901 Main Street, Suite 3100  
Dallas, Texas 75202-3789  
Telephone: 214/651-5634  
Facsimile: 214/651-5940

Express Mail No.: EL418587208US Date of Deposit: Oct. 3, 2001

This paper and fee are being deposited with the U.S. Postal Service Express Mail Post Office to Addressee service under 37 CFR §1.10 on the date indicated above and is addressed to the Box Reissue, Commissioner for Patents, Washington, D.C. 20231

**SANDRA KUBIN**

Name of person mailing paper and fee

Signature of person mailing paper and fee



# COPY

Attorney Docket No. 30545.66  
Customer No. 000027683

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Harold O. Treece

Serial No.:  
Divisional Reissue of US  
Serial No. 09/970,432

Filed: herewith

For:  
UNIVERSAL CEMENTING PLUG

BOX: PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

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§ Art Unit: 3671  
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§ Examiner: Novosad, Christopher J.  
§  
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§  
§ Attorney Docket No.: 30545.65  
§  
§ Customer No.: 000027683  
§

### DIVISIONAL REISSUE PATENT APPLICATION TRANSMITTAL

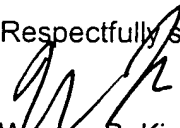
Dear Sir:

Enclosed are the following regarding the above-identified patent application:

1. Fee Transmittal Form;
2. Application Data Sheet;
3. Preliminary Amendment;
4. copies of documents from parent application (serial No. 09/970,432):
  - Reissue Oath/Declaration;
  - Preliminary Amendment filed on October 3, 2001
  - Amendment filed August 29, 2002
  - Response to Office Action Mailed September 16, 2002 filed October 10, 2002 (restriction/election);
5. check \$3042.00; and
6. return receipt postcard

The Commissioner is hereby authorized to charge payment of any further fees associated with any of the papers submitted herewith or to credit any overpayment to Deposit Account No. 08-1394.

Respectfully submitted,

  
Warren B. Kice  
Reg. No. 22,732

Date: 11/27/02  
HAYNES AND BOONE, LLP  
901 Main Street, Suite 3100  
Dallas, Texas 75202-3789  
Telephone: 214-651-5634  
Facsimile: 214-651-5940  
File: 30545.65

D-1079140\_1.DOC

#### CERTIFICATE OF EXPRESS MAIL

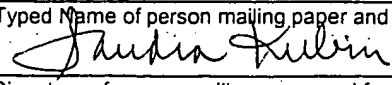
Express Mail No.: EL828067049US

Date: November 27, 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, in an envelope addressed to the Box Patent Application; Commissioner for Patents, Washington, D.C. 20231.

**SANDRA KUBIN**

Typed Name of person mailing paper and fee

  
Signature of person mailing paper and fee

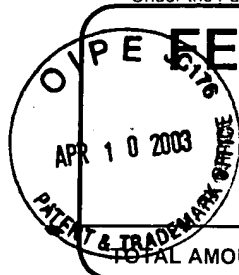
COPY

PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)

3042.00

Complete if Known

Application Number	unknown
Filing Date	herewith
First Named Inventor	Harold O. Treece
Examiner Name	Novosad, Christopher J.
Group Art Unit	3671
Attorney Docket No.	30545.65

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 08-1394

Deposit Account Name Haynes and Boone, LLP

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code Fee Code Fee Description

101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	740.00
114	160	214	80	Provisional filing fee	

Fee Paid

SUBTOTAL (1) (\$)

740.00

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
48	-20** = 20	84.00	1680.00
22	-3** = 19	18.00	342.00
Multiple Dependent		280.00	280.00

Large Entity Small Entity

Fee Code Fee Code Fee Description

103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2)

(\$)

2302.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)

0.00

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)

Warren B. Kice

Registration No. (Attorney/Agent)

22,732

Telephone

214-651-5634

Signature

Date

11/27/02

D-1081059.1

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Customer No. 000027683

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.